

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

**WILBER G. MCMASTERS,**  
**Plaintiff**

vs.

Civil Action No.: 1:07-CV-75

**G. ROBERT ULLMAN, individually  
and as an employee of Brothers' Trucking  
Co. Inc., EDWARD H. BROTHERS, JR.,  
President, THERESA I. BROTHERS, Secretary/  
Treasurer, OWEN MCKINNEY, Vice  
President and ALL OFFICERS OF BROTHERS'  
TRUCKING CO., INC.**

**AGREED ORDER SUBSTITUTING AND DISMISSING DEFENDANTS**

Comes now Plaintiff, Wilber McMasters, by and through his attorney, Ron L. Tucker, and also the Defendants', Edward H. Brothers, Jr., Theresa I. Brothers, and Owen McKinney, Officers of Brothers Trucking Co., Inc., by and through their attorney, Melvin O'Brien, for the purpose of announcing to the Court, that the parties have entered into an agreement whereby Brothers' Trucking Co., Inc., will be substituted for the named defendants' Edward H. Brothers, Jr., Theresa I. Brothers, and Owen McKinney.

The aforementioned named defendants are hereby dismissed in their capacity as corporate officers.

ENTER:

*Francis M. Keeling*  
Judge

/s/

Ron L. Tucker, Esquire  
Plaintiff's Counsel

/s/

Melvin O'Brien, Esquire  
Defendant's Counsel